## **HOUSE BILL No. 1195**

### DIGEST OF INTRODUCED BILL

Citations Affected: IC 20-10.1-2.

**Synopsis:** School instructional days. Provides that a public school having a longer school day than required by statute may conduct specified activities other than student instruction during up to three full days of each 180 day school year through June 30, 2006.

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Effective: July 1, 2004.

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January 13, 2004, read first time and referred to Committee on Education.

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#### Second Regular Session 113th General Assembly (2004)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in this style type, and deletions will appear in this style type.

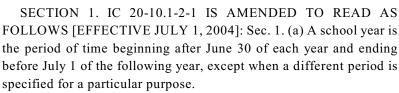
Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in this style type. Also, the word NEW will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in this style type or this style type reconciles conflicts between statutes enacted by the 2003 Regular Session of the General Assembly.

## **HOUSE BILL No. 1195**

A BILL FOR AN ACT to amend the Indiana Code concerning education.

Be it enacted by the General Assembly of the State of Indiana:



- (b) A student instructional day in grades 1 through 6 consists of a minimum of five (5) hours of instructional time. A student instructional day in grades 7 through 12 consists of a minimum of six (6) hours of instructional time. For purposes of this section, instructional time is time in which students are participating in an approved course, curriculum, or educationally related activity under the direction of a teacher, including a reasonable amount of passing time between classes. However, instructional time does not include lunch or recess.
- (c) For the 1987-88 school year, each school corporation shall conduct at least one hundred seventy-five (175) student instructional days. For the 1988-89 school year and each school year after that, Subject to section 1.1 of this chapter, each school corporation shall



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1	conduct at least one hundred eighty (180) student instructional days.
2	Not later than June 15 of each school year, the superintendent of
3	each school corporation shall certify to the department the number of
4	student instructional days conducted during that school year. The
5	certification of days must include information pertaining to the
6	activities conducted on the days described in section 1.1 of this
7	chapter.
8	(d) If a school corporation fails to conduct the minimum number of
9	student instructional days during a school year as required under
10	subsection (c), the department shall reduce the August tuition support
11	distribution to that school corporation by an amount determined as
12	<del>follows:</del>
13	(1) For the 1987-88 school year, the amount determined under
14	STEP THREE of the following formula:
15	STEP ONE: Divide the amount of the total tuition support
16	allocated to the school corporation for the 1987-88 school year
17	by one hundred seventy-five (175).
18	STEP TWO: Subtract the number of student instructional days
19	that the school corporation conducted from one hundred
20	seventy-five (175).
21	STEP THREE: Multiply the amount determined under STEP
22	ONE by the amount determined under STEP TWO.
23	(2) For the 1988-89 school year and each school year after that,
24	the amount determined under STEP NINE of the following
25	formula:
26	STEP ONE: Determine the remainder of:
27	(A) (1) the amount of the total tuition support allocated to the
28	school corporation for the particular school year; minus
29	(B) (2) that part of the total tuition support allocated to the
30	school corporation for that school year with respect to student
31	instructional days one hundred seventy-six (176) through one
32	hundred eighty (180).
33	STEP TWO: Subtract the number of student instructional days
34	that the school corporation conducted from one hundred eighty
35	(180).
36	STEP THREE: Determine the lesser of five (5) or the remainder
37	determined under STEP TWO.
38	STEP FOUR: Divide the amount subtracted under STEP ONE(B)
39	<b>ONE(2)</b> by five (5).
40	STEP FIVE: Multiply the quotient determined under STEP FOUR
41	by the number determined under STEP THREE.
42	STEP SIX: Subtract the number determined under STEP THREE



1	from the remainder determined under STEP TWO.
2	STEP SEVEN: Divide the remainder determined under STEP
3	ONE by one hundred seventy-five (175).
4	STEP EIGHT: Multiply the quotient determined under STEP
5	SEVEN by the remainder determined under STEP SIX.
6	STEP NINE: Add the product determined under STEP FIVE to
7	the product determined under STEP EIGHT.
8	(e) The department may grant a waiver of the penalty imposed under
9	subsection (d) for a particular number of cancelled canceled student
10	instructional days if:
11	(1) the school corporation applies to the department for a waiver
12	of the penalty imposed under subsection (d) for a specific number
13	of cancelled canceled student instructional days; and
14	(2) each of the particular number of student instructional days
15	requested to be waived under this subsection was cancelled
16	canceled due to extraordinary circumstances.
17	(f) The department shall develop guidelines for school corporations
18	to apply for a waiver under subsection (e).
19	SECTION 2. IC 20-10.1-2-1.1 IS ADDED TO THE INDIANA
20	CODE AS A <b>NEW</b> SECTION TO READ AS FOLLOWS
21	[EFFECTIVE JULY 1, 2004]: Sec. 1.1. (a) This section applies to a
22	public school that exceeds the student instructional day
23	requirement described in section 1(b) of this chapter in a manner
24	so that each instructional day is comprised of at least:
25	(1) five (5) hours and eighteen (18) minutes for grades 1
26	through 6; and
27	(2) six (6) hours and twenty-one (21) minutes for grades 7
28	through 12.
29	(b) A school described in subsection (a) may use the equivalent
30	of up to three (3) of the student instructional days described in
31	section 1(c) of this chapter, including full days, to conduct one (1)
32	or more of the following instead of student instruction:
33	(1) Activities associated with the strategic and continuous
34	school improvement and achievement plan under
35	IC 20-10.2-3.
36	(2) Professional development activities required under
37	IC 20-1-1-6.5.
38	(3) Parental involvement initiatives.
39	(4) Community partnership activities.
40	(5) Standards, curriculum, instruction, and assessment
41	alignment.
42	(6) Any other activity associated with the implementation of



- 1 IC 20-1-1-6.3, IC 20-1-1-6.5, or IC 20-10.2.
- 2 (c) This section expires June 30, 2006.

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